IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CONTEMPT PETITION NO. 59 OF 2005

IN

WRIT PETITION NO.1606 OF 2004

PRAKASH RAMCHANDRA PAWAR & Anr. ...Petitioners

Versus

PRAKASHCHANDRA SHARMA

STATION SUPERINTENDENT & Ors. ...Respondents

Ms. Seema Sarnaik for the petitioners.

Mr. Suresh Kumar for Respondents.

CORAM: S.K.SHAH,J.

DATE : 7th October,2005.

P.C.

1. The order was passed by this court on 14.1.2004 directing the Station Superintendent, Bandra Terminus Station to verify the claims after giving an opportunity to the petitioners. Such verification shall be made within a period of eight weeks from the date of submission of particulars/details of the claims by the petitioners.

2. There appears to be communication gap. The Station Superintendent, Bandra Terminus has made part-payment thereof. However, the grievance of the petitioners is that they were not called upon by the Station Superintendent, Bandra Terminus to produce

record for verification. The verification seems to have been on the basis of the record available wih the Station Superintendent. As such, it is directed that the petitoners shall furnish to the Station Superintendent, Bandra Terminus, copies of the record available with them within 15 days from today and thereafter the Station Superintendent shall scrutinise those copies and call upon the petitioners to produce the original documents/registers within two weeks thereafter for his verification and finalise everything within eight weeks thereafter. Here everything means verification and payment after verification.

3. The period which is mentioned in the order in Clause A is from 1.7.1992 till the decision by the Railways to invite the tenders. Now, the Counsel on both sides unanimously submit that the tenders were invited on or about 15.12.2003. Therefore, the period would be from 1.7.1992 till 15.12.2003 or thereabout. It is clarified that verification and the payment would be for this period.

4. Contempt Petition is disposed of as per the above terms.

Certified copy expedited.

(S.K.SHAH,J.)